IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3563 OF 2004

Hilla Mancherji Batliwala
and Ors. .. Petitioners

Versus

State of Maharashtra & Ors. .. Respondents

Mr.G.N.Salunke for petitioners
Mr.S.S.Gokhale, A.G.P. for respondents.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 12th January 2006.

P.C.

. After hearing Mr.Salunke for petitioner and his bringing to my notice pendency of two

civil suits filed by parties to this petition before civil Judge, junior division, Vai in my view, it is not necessary to entertain this petition filed under Article 227 to challenge the orders of authorities during the course of R.T.S. proceedings. Their orders, observations therein, directions issued are always subject to adjudication, with regard to the right, title and interest in immovable property in question, by the civil court and, therefore shall not bind civil court in passing appropriate orders on merits and in accordance with law.

(S.C.DHARMADHIKARI, J)